

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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SEAN VINCENT and LORENZO SERNA ,

Plaintiff,

-against-

THE CITY OF NEW YORK, et al,

Defendants.

**DECLARATION OF DARA L.
WEISS IN SUPPORT OF
DEFENDANTS' MOTION TO
DISMISS**

14 CV 7744

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DARA L. WEISS declares, pursuant to 28 U.S.C. § 1746, under penalty of perjury, that the following is true and correct:

I am a Senior Counsel in the Office of Zachary Carter, Corporation Counsel of the City of New York, attorney for defendants herein, as such, I am familiar with the facts stated below. I submit this declaration in support of defendants' Motion to Dismiss the Complaint pursuant to Rule 12(b)(6), and 12(c) of the Federal Rules of Civil Procedure.

1. Annexed as Exhibit "A" is a copy of plaintiff's Complaint filed September 24, 2014, docket entry [1]. Plaintiff brought Constitutional claims under the First, Fourth and Fourteenth Amendments.

2. Annexed as Exhibit "B" is a copy of the Certificate of Disposition related to four of plaintiff's arrests, which show that the four cases were consolidated, and the plaintiff pled guilty to a violation of Penal Law 240.20, disorderly conduct.

Dated: New York, New York
April 4, 2016

ZACHARY CARTER
Corporation Counsel of the City of New York
Attorney for Defendants
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By: /s/
Dara L. Weiss
Senior Counsel
Special Federal Litigation Division

TO: The Honorable Vernon S. Broderick
United States District Judge
Southern District of New York
40 Foley Square
New York, NY 10007

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